

Exhibit A



K R O N E N B E R G E R

B U R G O Y N E

150 Post Street
Suite 520
San Francisco, CA 94108

Phone 415.955.1155
Fax 415.955.1158
www.kronenbergerlaw.com

August 25, 2008

James L. Killion
Killion Law Firm
P.O. Box 64670
2521 74th Street
Lubbock, TX 79464

VIA EMAIL (jim@killionlaw.com), FACSIMILE: 806-748-5505 AND FIRST-CLASS MAIL

RE: UNITED STATES OF AMERICA CHESS FEDERATION V. DOES 1-10; San Francisco Superior Court, Case No. CGC-08-476777; Demand to Cease Use of Attorney-Client Privileged Materials

Dear Mr. Killion:

My firm is counsel for the United States Chess Federation ("USCF") in the above-referenced action. It has come to our attention that Plaintiff's Original Petition (the "Original Petition") that you drafted in the action styled as *Polgar v. United States of America Chess Federation, Inc., et. al.*, No. 2008-544-292, integrates information from e-mail correspondence between my firm and our client, USCF, which were obtained unlawfully, and without permission, by a third party ("Protected Emails"). As communications between an attorney and client, the Protected Emails are confidential and protected by the attorney-client privilege. Furthermore, the Protected Emails and the information contained therein were stolen and/or otherwise misappropriated in violation of various state and federal laws. As a result, my firm filed the above referenced case of *USCF v. Does 1-10*, currently pending in the State of California regarding the unauthorized access of these Protected Emails.

Notably, the Protected Emails all included notices that the Protected Emails were protected by the attorney-client privilege. Specifically, the Protected Emails included the following language:

NOTICE: This email may contain material that is privileged, confidential, and/or attorney-client work product for the sole use of the intended recipient. Any review, reliance or distribution by others or forwarding without express written permission is strictly prohibited. If you are not the intended recipient, please contact the sender at the above number and delete all copies. Inadvertent waiver shall waive no privileges.

Accordingly, as a fellow attorney, I hope that you will acknowledge and agree that the Protected Emails were privileged. You should also note that your client has publicly stated that she has provided copies of all the Protected Emails in her possession to her "attorneys."

Your are hereby on further notice that any Protected Emails that you possess between Kronenberger Burgoyne and USCF are protected by the attorney-client

privilege, and that USCF has not waived any privileges that protect such Protected Emails.

You are also hereby on notice that your inclusion of content from the Protected Emails in the Original Petition may have been in violation of state and federal laws, and, of course, the attorney-client privilege.

We hereby demand that you and your client immediately cease-and-desist any continued unauthorized use of the Protected Emails or any other material covered by the attorney-client privilege between my law firm and USCF. Specifically, we hereby demand that you and your client:

1. Identify all materials, including the Protected Emails, in your or your client's possession that are covered by the attorney-client privilege between my firm and USCF;
2. Place the materials, including the Protected Emails, in a sealed envelope and hold such sealed envelope in trust until you receive further instructions from the court;
3. After the materials are in a sealed envelope, delete or otherwise destroy all copies of the materials, including the Protected Emails, in your possession, and instruct your client to do the same;
4. Immediately inform my office a) who has viewed the attorney-client privileged materials, including the Protected Emails, and b) who provided such attorney client-privileged materials, including the Protected Emails, to you and/or to your client; and
5. Amend the Original Petition to strike any and all references to any all privileged information.

This is a very serious matter, and accordingly we expect prompt compliance with our demands. Please notify me immediately of your receipt of this letter—by return email (karl@kronenbergerlaw.com), fax, or otherwise in writing—to confirm that you intend to comply with the above-stated demands. You may also reach me at 415-955-1155, ext. 114.

This letter does not constitute a complete or exhaustive statement of all of my client's rights, privileges, claims, contentions, or legal theories regarding this matter. Nothing stated herein is intended as, nor should it be deemed to constitute, a waiver or relinquishment of any of my client's rights, privileges or remedies, whether legal or equitable, all of which are hereby expressly reserved.

Sincerely,

KRONENBERGER BURGOYNE, LLP



Karl S. Kronenberger

cc: Pat Huttenbach

Exhibit B

(Conditionally Filed Under Seal)

KILLION LAW FIRM

JAMES L. KILLION *

2521 74TH STREET

TELEPHONE: (806) 748-5500

SAMANTHA PEABODY ESTRELLLO**

LUBBOCK, TEXAS 79423

TELECOPIER: (806) 748-5505

* BOARD CERTIFIED
PERSONAL INJURY TRIAL LAW
TEXAS BOARD OF LEGAL SPECIALIZATION
** ALSO LICENSED IN NEW MEXICO

P.O. BOX 64670
LUBBOCK, TEXAS 79464-4670

August 28, 2008

Via Fax (713)223-9319 and First Class Mail

Mr. William P. Huttenbach
Hirsch & Westheimer P.C.
700 Louisiana, 25th Floor
Houston, Texas 77002

Re: Cause No. 5:08-cv-00169-C; in the United States District Court for the Northern District of Texas, Lubbock Division; Susan Polgar v. United States of America Chess Federation, Inc., et al

Dear Mr. Huttenbach:

This letter is in confirmation of our phone conversation of Wednesday, August 27, 2008, wherein I advised you that I had received a letter and e-mail from your client, Karl S. Kronenberger. Under law, I am required to communicate only through you, his attorney of record, and I trust you will advise Mr. Kronenberger that under law I cannot communicate directly with him.

For your reference, I enclosed herewith a copy of Mr. Kronenberger's correspondence. In response thereto, Susan Polgar provides the following:

- (1) Susan Polgar does not now nor has she ever possessed any protected e-mails as referenced in the Kronenberger letter;
- (2) Susan Polgar refuses to speculate as to what documents, if any, Mr. Kronenberger claims were subject to an attorney-client privilege. If Mr. Kronenberger believes that there are privileged documents that require protection from disclosure and that the privileges have not been waived by his clients, please have him identify with specificity all of those documents, and I am sure we can agree to the entry of an appropriate order of the court protecting the same;

August 28, 2008

Page -2-

- (3) Information was caused to be anonymously posted on blogs and other websites on the internet known as "public commons," presumably by one of Mr. Kronenberger's clients. At this time, the origin and authenticity of the information is unknown. However, if that information purports to be all or part of a confidential communication between Kronenberger and his clients, then the client or clients have obviously waived any confidentiality by publishing the same. I have attached a true and correct copy of a print-out from the "public commons" entry which apparently was published for all the world to view, and we believe certainly most of the USCF membership has discovered and read the same. Incidentally, this information is protected as "public commons" free speech or information, and it is not in any way a protected e-mail as that term is known under law. Mr. Kronenberger and his clients are the only persons having knowledge of the accuracy and authenticity of the anonymous public commons postings. Likewise, Mr. Kronenberger's clients are the only ones who could have waived the attorney-client privilege by leaking or publishing the same. If Mr. Kronenberger will vouch for the accuracy and authenticity of the information and advise us of the name or names of the clients who waived the privilege by publishing the same, we will consider the entry of an appropriate order of the court, if necessary, to protect such documents from disclosure outside of the litigation;
- (4) Finally, there is no privilege attached to any public posting in "public commons."

I look forward to your thoughts or comments herein.

Sincerely,

James L. Killion

JLK/mhv

cc: Susan Polgar



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B U R G O Y N E

150 Post Street
Suite 520
San Francisco, CA 94108Phone 415.955.1155
Fax 415.955.1158
www.kronenberglaw.com

August 25, 2008

James L. Killion
Killion Law Firm
P.O. Box 64670
2521 74th Street
Lubbock, TX 79464**VIA EMAIL (jim@killionlaw.com), FACSIMILE: 806-748-5505 AND FIRST-CLASS MAIL****RE: UNITED STATES OF AMERICA CHESS FEDERATION V. DOES 1-10; San Francisco Superior Court, Case No. CGC-08-476777; Demand to Cease Use of Attorney-Client Privileged Materials**

Dear Mr. Killion:

My firm is counsel for the United States Chess Federation ("USCF") in the above-referenced action. It has come to our attention that Plaintiff's Original Petition (the "Original Petition") that you drafted in the action styled as *Polgar v. United States of America Chess Federation, Inc., et. al.*, No. 2008-544-292, integrates information from e-mail correspondence between my firm and our client, USCF, which were obtained unlawfully, and without permission, by a third party ("Protected Emails"). As communications between an attorney and client, the Protected Emails are confidential and protected by the attorney-client privilege. Furthermore, the Protected Emails and the information contained therein were stolen and/or otherwise misappropriated in violation of various state and federal laws. As a result, my firm filed the above referenced case of *USCF v. Does 1-10*, currently pending in the State of California regarding the unauthorized access of these Protected Emails.

Notably, the Protected Emails all included notices that the Protected Emails were protected by the attorney-client privilege. Specifically, the Protected Emails included the following language:

NOTICE: This email may contain material that is privileged, confidential, and/or attorney-client work product for the sole use of the intended recipient. Any review, reliance or distribution by others or forwarding without express written permission is strictly prohibited. If you are not the intended recipient, please contact the sender at the above number and delete all copies. Inadvertent waiver shall waive no privileges.

Accordingly, as a fellow attorney, I hope that you will acknowledge and agree that the Protected Emails were privileged. You should also note that your client has publicly stated that she has provided copies of all the Protected Emails in her possession to her "attorneys."

Your are hereby on further notice that any Protected Emails that you possess between Kronenberg Burgoyne and USCF are protected by the attorney-client

privilege, and that USCF has not waived any privileges that protect such Protected Emails.

You are also hereby on notice that your inclusion of content from the Protected Emails in the Original Petition may have been in violation of state and federal laws, and, of course, the attorney-client privilege.

We hereby demand that you and your client immediately cease-and-desist any continued unauthorized use of the Protected Emails or any other material covered by the attorney-client privilege between my law firm and USCF. Specifically, we hereby demand that you and your client:

1. Identify all materials, including the Protected Emails, in your or your client's possession that are covered by the attorney-client privilege between my firm and USCF;
2. Place the materials, including the Protected Emails, in a sealed envelope and hold such sealed envelope in trust until you receive further instructions from the court;
3. After the materials are in a sealed envelope, delete or otherwise destroy all copies of the materials, including the Protected Emails, in your possession, and instruct your client to do the same;
4. Immediately inform my office a) who has viewed the attorney-client privileged materials, including the Protected Emails, and b) who provided such attorney client-privileged materials, including the Protected Emails, to you and/or to your client; and
5. Amend the Original Petition to strike any and all references to any all privileged information.

This is a very serious matter, and accordingly we expect prompt compliance with our demands. Please notify me immediately of your receipt of this letter—by return email (karl@kronenbergerlaw.com), fax, or otherwise in writing—to confirm that you intend to comply with the above-stated demands. You may also reach me at 415-955-1155, ext. 114.

This letter does not constitute a complete or exhaustive statement of all of my client's rights, privileges, claims, contentions, or legal theories regarding this matter. Nothing stated herein is intended as, nor should it be deemed to constitute, a waiver or relinquishment of any of my client's rights, privileges or remedies, whether legal or equitable, all of which are hereby expressly reserved.

Sincerely,

KRONENBERGER BURGOYNE, LLP



Karl S. Kronenberger

cc: Pat Huttenbach

SEARCH BLOG

FLAG BLOG

Next Blog»

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to fall on the ground from the sky

monday, june 23, 2008

REDACTED

blog archive

▼ 2008 (4)

▼ June (1)

Push Susan from military
llason

► January (3)

► 2007 (5)

Posted by to fall on the ground from the sky at 11:22 PM

commer

wednesday, january 30, 2008

REDACTED

REDACTED



REDACTED



to fall on the ground from the sky

REDACTED



Posted by to fall on the ground from the sky at 9:50 AM 0 commen

REDACTED



Posted by to fall on the ground from the sky at 7:08 AM Q, commen

thursday, january 17, 2008

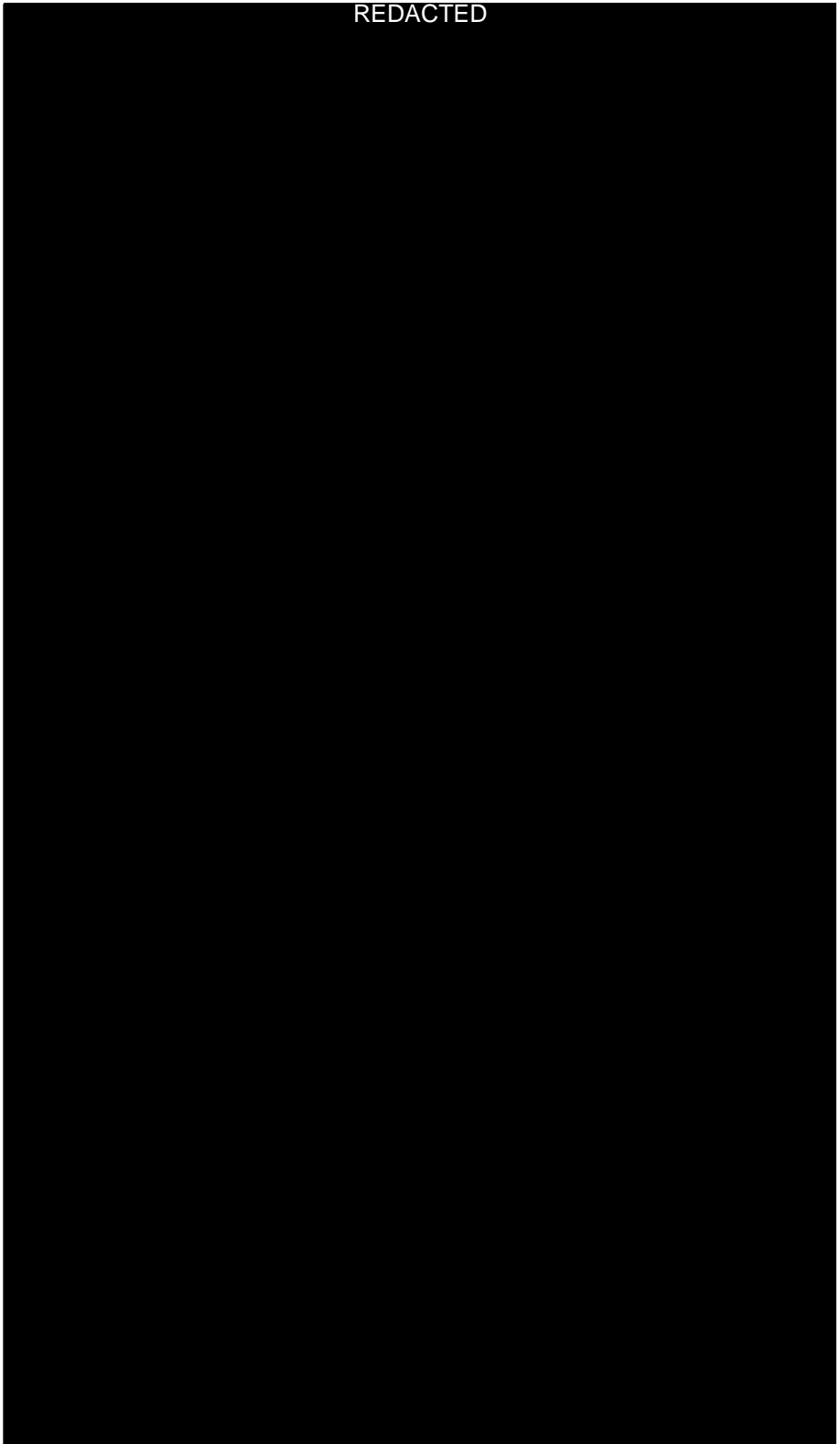
REDACTED



REDACTED



REDACTED



REDACTED



REDACTED

Posted by to fall on the ground from the sky at 8:44 AM 0 commen

friday, december 28, 2007

REDACTED

to fall on the ground from the sky

Case 8:08-cv-01246-MHP Document 208-1 Filed 08/31/09 Page 18 of 98

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REDACTED

Posted by to fall on the ground from the sky at 12:56 PM

comment

thursday, november 29, 2007

REDACTED

REDACTED



REDACTED



to fall on the ground from the sky

REDACTED



REDACTED



Posted by to fall on the ground from the sky at 10:43 AM

commer

friday, october 26, 2007

REDACTED



REDACTED



Posted by to fall on the ground from the sky at 1:05 PM

0 comments

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Exhibit C

KILLION LAW FIRM

JAMES L. KILLION *

2521 74TH STREET

TELEPHONE: (806) 748-5500

SAMANTHA PEABODY ESTRELLO**

LUBBOCK, TEXAS 79423

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TEXAS BOARD OF LEGAL SPECIALIZATION
** ALSO LICENSED IN NEW MEXICO

P.O. BOX 64670
LUBBOCK, TEXAS 79464-4670

October 15, 2008

Via Fax (713) 223-9319 and First Class Mail

Mr. William P. Huttenbach
Hirsch & Westheimer P.C.
700 Louisiana, 25th Floor
Houston, Texas 77002

Re: Cause No. 5:08-CV-00169-C; in the United States District Court for the Northern District of Texas, Lubbock Division; Susan Polgar v. United States of America Chess Federation, Inc., et al

Dear Mr. Huttenbach:

I am providing you this letter in response to your most recent correspondence and that of Mr. Kronenberger dated October 8, 2008. I trust that you will provide a copy of this letter to Mr. Kronenberger as I am reluctant to communicate directly with an opposing party represented by counsel in violation of the Texas Code of Professional Responsibility.

In response to your inquiry, we believe with substantial justification that the only justiciable controversies between the parties are Susan Polgar's claims of civil conspiracy to commit defamation, slander per se, business disparagement and intentional infliction of emotional distress all as set forth more specifically in Polgar's original petition on file in the Lubbock U.S. District Court case referenced above. To that end, both Susan Polgar and Paul Truong, if called upon to do so, will testify under oath as to any and all matters which the Court deems relevant to the litigation. Conversely, neither Susan nor Paul have any plans to legitimate Mr. Kronenberger's "wild goose chase" regarding the contrived fake Sam Sloan controversy. I understand clearly that Mr. Kronenberger and his fellow conspirators in Polgar's defamation are straining to use this contrived controversy as a "straw man" in which to justify their conspiracy and defamation of Susan Polgar; however, those issues are not before the Court in this litigation, and they are neither true nor relevant.

Mr. Kronenberger has failed in all things to follow Texas procedure regarding his filing of the Rule 202 suit in Lubbock State Court. He has also wholly failed to meet Texas requirements justifying the issuance of a court order of discovery. Accordingly, Susan Polgar and Paul Truong refuse to lend any legitimacy to the Rule 202 "wild goose chase," and they certainly will not waive their right to privacy to satisfy Mr. Kronenberger's attempt to distract attention from his defamation

October 15, 2008

Page -2-

of Susan Polgar. In short, Susan Polgar and Paul Truong will vigorously resist such attempts to unlawfully invade their privacy. I am not authorized to accept service on their behalf.

In response to Mr. Kronenberger's October 8, 2008, correspondence, please be advised of the following:

- (1) I have previously provided to your office by private U. S. Mail, copies of internet postings which were posted publicly all as reflected on the face of those documents. My office obtained those copies of postings solely through the public internet posting and after they had been published to the world on the public internet site. More particularly, the internet site was <http://uscf-said.blogspot.com/> entitled "To Fall on the Ground From the Sky." Prior to the public posting, neither Susan Polgar nor Paul Truong had knowledge of the contents of any of the referenced e-mails or information. Likewise, at no time did either Susan Polgar or Paul Truong have access or privileges to enter any of the claimed secure e-mails sites. To our knowledge, the only persons with access or privileges to those sites were Mr. Kronenberger, his staff, his clients and probably other undisclosed persons. Obviously, Mr. Kronenberger and/or his clients have chosen to waive any confidentiality by the public publication and posting of the same;
- (2) Although the public information posted by Mr. Kronenberger and his clients clearly evidences their conspiracy to defame, disparage and damage Susan Polgar, contrary to Mr. Kronenberger's assertions, those documents were not attached to the Plaintiff's Original Petition filed herein. Although Susan Polgar is perfectly entitled under law to use this lawfully obtained evidence and all other relevant evidence in this suit and retains the right to do so, content of the claimed protected but now public e-mails was not included in Ms. Polgar's petition, nor has Ms. Polgar at any time committed an unauthorized use of any claimed protected e-mail;
- (3) Finally, as the e-mails in question were obtained only after a public posting of the same on the above referenced public internet site, we can only conclude that this information is now public domain, that any and all claims of privilege have been waived, and that certainly thousands of the members of the United States Chess Federation have viewed or read the same. Please refer Mr. Kronenberger to the membership of the USCF for the names of persons who may have viewed the public posting.

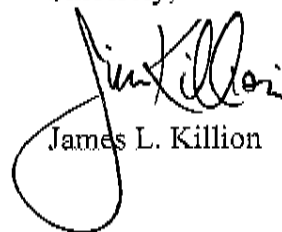
October 15, 2008

Page -3-

Ordinarily, in the discovery process leading to trial, evidence or information is discovered which may necessitate the entry of a Protective Order to preserve the confidentiality of protected information. On behalf of Susan Polgar, I am willing to agree to the entry of an appropriate order of the court protecting the confidentiality and use of certain information if that is necessary to protect the parties in this case.

Please call if you have any questions herein.

Sincerely,



James L. Killion

JLK/mhv

cc: Ms. Susan Polgar

Exhibit D



K R O N E N B E R G E R

B U R G O Y N E

150 Post Street
Suite 520
San Francisco, CA 94108

Phone 415.955.1155
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www.kronenberglaw.com

October 8, 2008

James L. Killion
Killion Law Firm
P.O. Box 64670
2521 74th Street
Lubbock, TX 79464

VIA EMAIL (jim@killionlaw.com), FACSIMILE: 806-748-5505 AND FIRST-CLASS MAIL

RE: *UNITED STATES OF AMERICA CHESS FEDERATION V. DOES 1-10*; San Francisco Superior Court, Case No. CGC-08-476777; Second Demand to Cease Use of Attorney-Client Privileged Materials

Dear Mr. Killion:

As you know, my firm is counsel for the United States Chess Federation ("USCF") in the above-referenced action. I sent you and your client a letter on August 26, 2008 notifying you that you integrated e-mail correspondence between my firm and our client, USCF, which were obtained unlawfully, and without permission, by a third party ("Protected Emails"), into the Plaintiff's Original Petition (the "Original Petition") that you drafted in the action styled as *Polgar v. United States of America Chess Federation, Inc., et. al.*, No. 2008-544-292. My letter demanded a) that you and your client cease and desist using any and all privileged information, b) that you and your client identify all privileged information in your possession and segregate it pending instructions from the court, and c) that you and your client strike all references to privileged information from the Original Petition.

You responded to USCF counsel Pat Huttenbach in a letter on August 28, 2008 that neither you nor your client possess any privileged emails; however, curiously, you attached multiple pieces of correspondence that purport to be from me to my client USCF, which, on their face, are obviously attorney-client communications. You are hereby on notice that all communications that you possess that purport to be between me and USCF are attorney client privileged communications, including the attachments to your letter.

You also refused to identify the source from which both you and your client, Ms. Polgar, obtained my attorney-client privileged communications. While you did attach some Internet postings to your letter, you did not confirm that the attached Internet postings were indeed the source from which you and Ms. Polgar obtained such privileged communications. I again request that you specifically identify where you obtained my privileged communications, including any communications regarding the insurer, "Chubb."

Despite statements in my initial letter that none of my clients disclosed privileged information, you also stated in your letter that one of my clients must have disclosed the privileged communications, thus destroying the privilege. To rebut this claim, I am attaching affidavits from all current Executive Board members (and a letter from the one former Executive Board member) and the Executive Director stating that they did not disclose any of my privileged communications.

You are again hereby on notice that your inclusion of content from the Protected Emails in the Original Petition may have been in violation of state and federal laws, and, of course, the attorney-client privilege.

We hereby demand, a second time, that you and your client immediately cease-and-desist any continued unauthorized use of the Protected Emails or any other material covered by the attorney-client privilege between my law firm and USCF. Specifically, we hereby demand that you and your client:

1. Identify where you and your client obtained my Protected Emails, including any communications regarding the insurer, "Chubb"; specifically, we request that your client respond in an affidavit (due to the fact that the other USCF directors made their statements in affidavits) about exactly where she obtained the Protected Emails, including,
 - a. if you or your client obtained the Protected Emails from a website, the names of such website(s) and who informed you and your client of the existence of such website(s),
 - b. if you or your client obtained the Protected Emails via email, the name and sender email address of the person providing the Protected Emails to you or your client, and
 - c. what computer you or your client used to access such website(s) or email. Alternatively, we request that your client submit to a limited deposition of her on this topic;
2. Identify all materials, including the Protected Emails, in your or your client's possession that are covered by the attorney-client privilege between my firm and USCF;
3. Place the materials, including the Protected Emails, in a sealed envelope and hold such sealed envelope in trust until you receive further instructions from the court;
4. After the materials are in a sealed envelope, delete or otherwise destroy all copies of the materials, including the Protected Emails, in your possession, and instruct your client to do the same;

5. Immediately inform my office a) who has viewed the attorney-client privileged materials, including the Protected Emails, and b) who provided such attorney client-privileged materials, including the Protected Emails, to you and/or to your client; and
6. Amend the Original Petition to strike any and all references to any all privileged information.

I again reiterate that this is a very serious matter, and accordingly we expect prompt compliance with our demands. You may reach me at 415-955-1155, ext. 114.

Also, please note that if you do not comply with the above requests before October 15, 2008, my client will take action on this matter without further notice to you or to your client.

Please govern yourself accordingly.

This letter does not constitute a complete or exhaustive statement of all of my client's rights, privileges, claims, contentions, or legal theories regarding this matter. Nothing stated herein is intended as, nor should it be deemed to constitute, a waiver or relinquishment of any of my client's rights, privileges or remedies, whether legal or equitable, all of which are hereby expressly reserved.

Sincerely,

KRONENBERGER BURGOYNE, LLP



Karl S. Kronenberger

cc: *Pat Huttenbach*

Enclosures

1. *Affidavits of Bill Hall, Bill Goichberg, Randy Bauer, Randy Hough, Jim Berry*
2. *Letter from Joel Channing*

KRONENBERGER BURGOYNE, LLP

Karl S. Kronenberger (Bar No. 226112)
150 Post Street, Suite 520
San Francisco, CA 94108
Telephone: (415) 955-1155
Facsimile: (415) 955-1158

Attorneys for Plaintiff
United States of America Chess Federation, Inc.

**COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO**

**UNITED STATES OF AMERICA
CHESS FEDERATION, INC., an Illinois
not-for-profit corporation,**

Plaintiff,
v.

DOES 1-10, inclusive,
Defendants.

CASE NO. CGC-08-476777

AFFIDAVIT OF RANDALL HOUGH

1 I, Randall Hough, declare as follows:

2 1. My name is Randall Hough, and I am a member of the United States of
3 America Chess Federation, Inc.'s Executive Board. I am over the age of twenty-one (21)
4 years. I am competent to testify hereto. Each fact stated in this affidavit is true and
5 correct, and, unless otherwise stated, I have personal knowledge of each fact stated in
6 this affidavit.

7 2. The law firm of Kronenberger Burgoyne, LLP is legal counsel to the United
8 States of America Chess Federation, Inc. (USCF) relating to allegations that unknown
9 persons, possibly including, without limitation, Susan Polgar, improperly obtained
10 confidential emails. In my capacity as a member of the USCF Executive Board, on
11 November 27, 2007 at 10:37 a.m. PST, December 20, 2007, 6:31 p.m. PST, and January
12 7, 2008, 12:37 a.m. PST, I received email communications from Mr. Karl Kronenberger of
13 Kronenberger Burgoyne, LLP, and such email communications were privileged and
14 confidential. The other recipients of these emails were Bill Hall, USCF Executive
15 Director, and the other USCF Executive Board members, with the exception of Susan
16 Polgar and Paul Truong.

17 3. The aforementioned emails contained the following notice:

18
19 NOTICE: This email may contain material that is privileged, confidential, and/or
20 attorney-client work product for the sole use of the intended recipient. Any review,
21 reliance or distribution by others or forwarding without express written permission
22 is strictly prohibited. If you are not the intended recipient, please contact the
23 sender at the above number and delete all copies. Inadvertent waiver shall waive
24 no privileges.

25 4. I did not forward or otherwise disclose these aforementioned emails to any
26 third parties. If Ms. Polgar or anyone else were to claim that I forwarded or otherwise
27 published the aforementioned emails, such claims would be untrue.

28 5. I have reviewed a letter sent from Mr. James Killion to Mr. Pat Huttenbach,
counsel for USCF, dated August 28, 2008, including the fifteen pages of attached email

1 correspondence. This attached email messages that Mr. Killion possesses, specifically
2 the entries dated November 29, 2007, December 28, 2007 and January 17, 2008,
3 contain materials that are protected under the attorney client privilege, and I hereby
4 invoke my privilege related to such documents.

5 6. At no time did I waive the attorney-client privilege related to the contents of
6 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
7 waiver.
8

9 I declare under penalty of perjury under the laws of the State of California that the
10 foregoing is true and correct and that this affidavit was executed this 12th day of
11 September.
12

13 *Randall Hough*
14

15 Randall Hough
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ACKNOWLEDGMENT

State of California

County of LOS ANGELES } ss.On SEPTEMBER 12, 2008 before me, FRANK CHIN,
Notary Public, personally appeared RANDALL DENNIS HOUGH

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signatures(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.


Signature

OPTIONAL INFORMATION

Date of Document

Sept. 12, 2008

Thumbprint of Signer

Type or Title of Document

CASE # CGC-08-476777

Number of Pages in Document

03

Document in a Foreign Language

Type of Satisfactory Evidence:

- ☐ Personally Known with Paper Identification
☐ Paper Identification
☐ Credible Witness(es)

Capacity of Signer:

- ☐ Trustee
☐ Power of Attorney
☐ CEO / CFO / COO
☐ President / Vice-President / Secretary / Treasurer
☐ Other: _____

Other Information: _____

☐ Check here if
no thumbprint
or fingerprint
is available.

KRONENBERGER BURGOYNE, LLP

Karl S. Kronenberger (Bar No. 226112)

150 Post Street, Suite 520

San Francisco, CA 94108

Telephone: (415) 955-1155

Facsimile: (415) 955-1158

karl@kronenbergerlaw.com

Attorneys for Plaintiff

United States of America Chess Federation, Inc.

**COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO**

**UNITED STATES OF AMERICA
CHESS FEDERATION, INC., an Illinois
not-for-profit corporation,**

Plaintiff,
v.

DOES 1-10, inclusive,
Defendants.

CASE NO. CGC-08-476777

AFFIDAVIT OF RANDY BAUER

KRONENBERGER BURGOYNE, LLP
150 Post Street, Suite 520
San Francisco, CA 94108
www.KronenbergerLaw.com

1 I, Randy Bauer, declare as follows:

2 1. My name is Randy Bauer, and I am a member of the United States of
3 America Chess Federation, Inc.'s Executive Board. I am over the age of twenty-one (21)
4 years. I am competent to testify hereto. Each fact stated in this affidavit is true and
5 correct, and, unless otherwise stated, I have personal knowledge of each fact stated in
6 this affidavit.

7 2. The law firm of Kronenberger Burgoyne, LLP is legal counsel to the United
8 States of America Chess Federation, Inc. (USCF) relating to allegations that unknown
9 persons, possibly including, without limitation, Susan Polgar, improperly obtained
10 confidential emails. In my capacity as a member of the USCF Executive Board, on
11 November 27, 2007 at 10:37 a.m. PST, December 20, 2007, 6:31 p.m. PST, and January
12 7, 2008, 12:37 a.m. PST, I received email communications from Mr. Karl Kronenberger of
13 Kronenberger Burgoyne, LLP, and such email communications were privileged and
14 confidential. The other recipients of these emails were Bill Hall, USCF Executive
15 Director, and the other USCF Executive Board members, with the exception of Susan
16 Polgar and Paul Truong.

17 3. The aforementioned emails contained the following notice:

18
19 NOTICE: This email may contain material that is privileged, confidential, and/or
20 attorney-client work product for the sole use of the intended recipient. Any review,
21 reliance or distribution by others or forwarding without express written permission
22 is strictly prohibited. If you are not the intended recipient, please contact the
23 sender at the above number and delete all copies. Inadvertent waiver shall waive
24 no privileges.

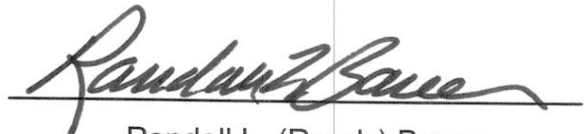
25 4. I did not forward or otherwise disclose these aforementioned emails to any
26 third parties. If Ms. Polgar or anyone else were to claim that I forwarded or otherwise
27 published the aforementioned emails, such claims would be untrue.

28 5. I have reviewed a letter sent from Mr. James Killion to Mr. Pat Huttenbach,
counsel for USCF, dated August 28, 2008, including the fifteen pages of attached email

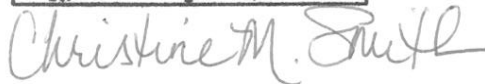
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2 the entries dated November 29, 2007, December 28, 2007 and January 17, 2008,
3 contain materials that are protected under the attorney client privilege, and I hereby
4 invoke my privilege related to such documents.

5 6. At no time did I waive the attorney-client privilege related to the contents of
6 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
7 waiver.

8
9 I declare under penalty of perjury under the laws of the State of Iowa that the
10 foregoing is true and correct and that this affidavit was executed this 12th day of
11 September.

12
13
14 
15 Randall L. (Randy) Bauer





KRONENBERGER BURGOYNE, LLP
Karl S. Kronenberger (Bar No. 226112)
150 Post Street, Suite 520
San Francisco, CA 94108
Telephone: (415) 955-1155
Facsimile: (415) 955-1158
karl@kronenbergerlaw.com

Attorneys for Plaintiff
United States of America Chess Federation, Inc.

**COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO**

**UNITED STATES OF AMERICA
CHESS FEDERATION, INC., an Illinois
not-for-profit corporation,**

Plaintiff,
v.

DOES 1-10, inclusive,
Defendants.

CASE NO. CGC-08-476777

AFFIDAVIT OF JIM BERRY

KRONENBERGER BURGOYNE, LLP
150 Post Street, Suite 520
San Francisco, CA 94108
www.KronenbergerLaw.com

1 I, Jim Berry, declare as follows:

2 1. My name is Jim Berry, and I am a member of the United States of America
3 Chess Federation, Inc.'s Executive Board. I am over the age of twenty-one (21) years. I
4 am competent to testify hereto. Each fact stated in this affidavit is true and correct, and,
5 unless otherwise stated, I have personal knowledge of each fact stated in this affidavit.

6 2. The law firm of Kronenberger Burgoyne, LLP is legal counsel to the United
7 States of America Chess Federation, Inc. (USCF) relating to allegations that unknown
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23 no privileges.

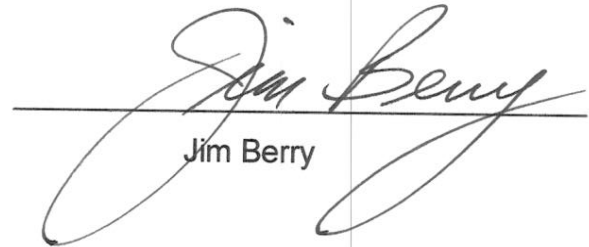
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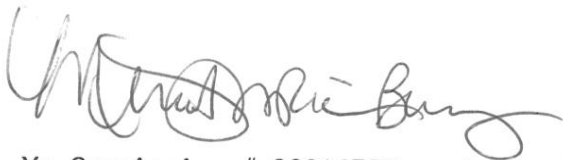
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3 invoke my privilege related to such documents.

4 6. At no time did I waive the attorney-client privilege related to the contents of
5 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
6 waiver.

7
8 I declare under penalty of perjury under the laws of the State of ~~California~~ ^{OKLAHOMA} that the
9 foregoing is true and correct and that this affidavit was executed this 10 day of
10 September. 2008

11
12
13 
14 Jim Berry

15
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17
18 Sworn and scribed before me this 10th day of September, 2008.

19 

20 My Commission # 99016755 expires 10/12/11
21
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28

1 **KRONENBERGER BURGOYNE, LLP**
2 Karl S. Kronenberger (Bar No. 226112)
3 150 Post Street, Suite 520
4 San Francisco, CA 94108
5 Telephone: (415) 955-1155
6 Facsimile: (415) 955-1158
7 karl@kronenbergerlaw.com

8 Attorneys for Plaintiff
9 United States of America Chess Federation, Inc.

10
11
12 **COURT OF THE STATE OF CALIFORNIA**
13 **COUNTY OF SAN FRANCISCO**

14 **UNITED STATES OF AMERICA**
15 **CHESSE FEDERATION, INC., an Illinois**
16 **not-for-profit corporation,**

17 Plaintiff,
18 v.

19 **DOES 1-10, inclusive,**
20 Defendants.

21 **CASE NO. CGC-08-476777**
22 **AFFIDAVIT OF BILL HALL**

23
24
25
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28
CASE NO. CGC-08-476777

AFFIDAVIT

1 I, Bill Hall, declare as follows:

2 1. My name is Bill Hall, and I am a member of the United States of America
3 Chess Federation, Inc.'s Executive Board. I am over the age of twenty-one (21) years. I
4 am competent to testify hereto. Each fact stated in this affidavit is true and correct, and,
5 unless otherwise stated, I have personal knowledge of each fact stated in this affidavit.

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7 States of America Chess Federation, Inc. (USCF) relating to allegations that unknown
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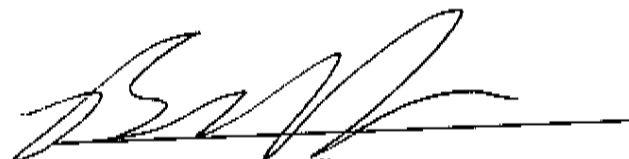
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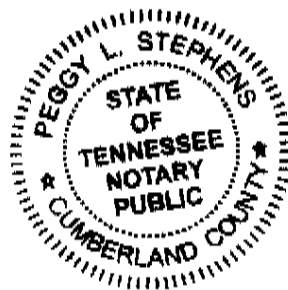
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3 invoke my privilege related to such documents.

4 6. At no time did I waive the attorney-client privilege related to the contents of
5 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
6 waiver.

7
8 I declare under penalty of perjury under the laws of the State of Tennessee that
9 the foregoing is true and correct and that this affidavit was executed this 10th day of
10 September.

11
12
13 
14 Bill Hall



21
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Expiration July 3, 2012
Signature Peggy L. Stephens

KRONENBERGER BURGOYNE, LLP
Karl S. Kronenberger (Bar No. 226112)
150 Post Street, Suite 520
San Francisco, CA 94108
Telephone: (415) 955-1155
Facsimile: (415) 955-1158
karl@kronenbergerlaw.com

Attorneys for Plaintiff
United States of America Chess Federation, Inc.

**COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO**

**UNITED STATES OF AMERICA
CHESS FEDERATION, INC., an Illinois
not-for-profit corporation,**

Plaintiff,
v.

DOES 1-10, inclusive,
Defendants.

CASE NO. CGC-08-476777

**AFFIDAVIT OF WILLIAM
GOICHBURG**

1 I, Bill Goichberg, declare as follows:

2 1. My name is William Goichberg, and I am a member of the United States of
3 America Chess Federation, Inc.'s Executive Board. I am over the age of twenty-one (21)
4 years. I am competent to testify hereto. Each fact stated in this affidavit is true and
5 correct, and, unless otherwise stated, I have personal knowledge of each fact stated in
6 this affidavit.

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24 no privileges.

25 4. I did not forward or otherwise disclose these aforementioned emails to any
26 third parties. If Ms. Polgar or anyone else were to claim that I forwarded or otherwise
27 published the aforementioned emails, such claims would be untrue.

28 5. I have reviewed a letter sent from Mr. James Killion to Mr. Pat Huttenbach,
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1 correspondence. This attached email messages that Mr. Killion possesses, specifically
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4 invoke my privilege related to such documents.

5 6. At no time did I waive the attorney-client privilege related to the contents of
6 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
7 waiver.

8
9 I declare under penalty of perjury under the laws of the State of New York that the
10 foregoing is true and correct and that this affidavit was executed this ____ day of
11 September.

12
13 *Sworn to before*
14 *me Sept 10, 2008*
15 *at the office of William*
16 *Goichberg*
17 *[Signature]*
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William Goichberg

William Goichberg

DANIEL D. BENEDICTIS
Commissioner of Deeds
In & For the City of Mount Vernon
Commission Expires December 31, 2008 *[Signature]*

KRONENBERGER BURGOYNE, LLP
Karl S. Kronenberger (Bar No. 226112)
150 Post Street, Suite 520
San Francisco, CA 94108
Telephone: (415) 955-1155
Facsimile: (415) 955-1158
karl@kronenbergerlaw.com

Attorneys for Plaintiff
United States of America Chess Federation, Inc.

**COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO**

**UNITED STATES OF AMERICA
CHESS FEDERATION, INC., an Illinois
not-for-profit corporation,**

Plaintiff,
v.

**DOES 1-10, inclusive,
Defendants.**

**CASE NO. CGC-08-476777
AFFIDAVIT OF JIM BERRY**

CASE NO. CGC-08-476777

AFFIDAVIT

KRONENBERGER BURGOYNE, LLP
150 Post Street, Suite 520
San Francisco, CA 94108
www.KronenbergerLaw.com

1 I, Jim Berry, declare as follows:

2 1. My name is Jim Berry, and I am a member of the United States of America
3 Chess Federation, Inc.'s Executive Board. I am over the age of twenty-one (21) years. I
4 am competent to testify hereto. Each fact stated in this affidavit is true and correct, and,
5 unless otherwise stated, I have personal knowledge of each fact stated in this affidavit.

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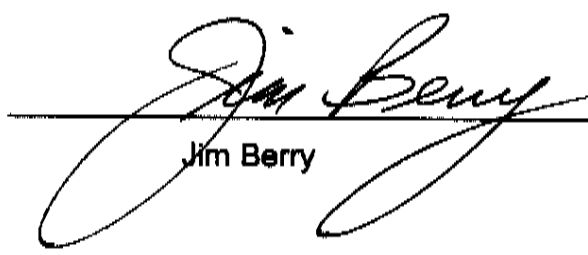
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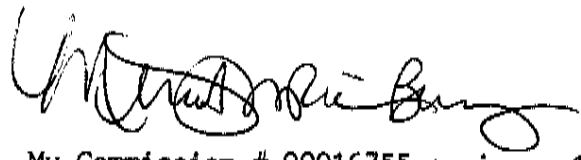
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5 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
6 waiver.

7
8 I declare under penalty of perjury under the laws of the State of ^{OKLAHOMA} ~~California~~ that the
9 foregoing is true and correct and that this affidavit was executed this 10 day of
10 September, 2008

11
12
13 
14 Jim Berry

15
16
17
18 Sworn and scribed before me this 10th day of September, 2008.

19 

20 My Commission # 99016755 expires 10/12/11



CHANNING CORPORATION

September 12, 2008

Karl Kronenberger
Kronenberger Burgoyne, LLP
150 Post Street, Suite 520
San Francisco, CA 94180

Dear Karl,

Pursuant to our phone conversation, I'm writing to confirm that I was a member of the United States of America Chess Federation, Inc.'s Executive Board from August 2005 to April 2008. While I was an Executive Board member, the law firm of Kronenberger Burgoyne, LLP was retained as legal counsel to the United States of America Chess Federation, Inc. (USCF) with regard to allegations that an unknown person, possibly Paul Truong, was impersonating Sam Sloan on the internet.

I have copies of your November 27, 2007, December 20, 2007 and January 7, 2008 privileged emails to the Board. To the best of my knowledge, the other recipients of these emails were only the names shown as recipients thereon. The emails of November 27, 2007 and January 7, 2008 contained notice that they were privileged. To the best of my knowledge, I did not forward or otherwise disclose these aforementioned emails to any third parties. Also, my recollection is that I did not hear anything about Susan Polgar or anyone else obtaining confidential emails until after I resigned from the Board.

A handwritten signature in black ink, appearing to read 'Joel Channing', is written over a light gray circular background.

Joel Channing

Exhibit E

Karl Kronenberger

From: Karl Kronenberger
Sent: Friday, November 07, 2008 4:26 PM
To: 'Whitney Leigh'
Cc: Brian Brazier; Matt Gonzalez; Matt Springman; Jeff Rosenfeld
Subject: Attorney-Client Privileged Materials
Attachments: Combined Affidavits re Stolen Emails.PDF

Whitney:

I'd like to take this opportunity now, while it is early in the case and before you have had much time to review documents provided to you by your client or others, to suggest that you stay vigilant about some attorney client privileged materials that were taken, without authorization or consent, from both of my clients, Mr. Hough and the US Chess Federation.

As you may know, I was hired by the USCF to investigate Mr. Paul Truong and his wife, Susan Polgar, regarding allegations that Mr. Truong impersonated another USCF board member in over 2500 postings on the Internet. As part of this representation, I sent many attorney-client privileged emails to the USCF Executive Board members (except Truong and Polgar), containing highly confidential matters regarding my investigation and legal analysis concerning your client and Mr. Truong.

We know now that those emails were stolen and distributed to third parties without any permission or waiver from me or my clients – indeed, that is why the USCF brought this case back in June of this year. To clarify, my clients reserve all rights and privileges in their communications with me and their other counsel, and there has been no waiver of any privilege to date. Further, inadvertent disclosure cannot waive the attorney-client privilege, and, of course, disclosure due to a theft of privileged communications cannot waive the privilege either.

I know that your client has alleged that one of the board members “leaked” or otherwise distributed the emails to third parties, thus destroying privilege. However, that is simply not the case. In support of this, and to show the great importance of this issue, I attached affidavits from the executive board members who were recipients of my privileged emails (the one board member who has since resigned has submitted a letter instead of a declaration).

As a fellow attorney I hope you understand the significance of this breach of confidence and privilege. Furthermore, I respectfully request that if you come into possession of any communications between me and my clients, that a) you not read or otherwise review the communication, and b) you notify me immediately so that we can determine the best way to deal with such communications.

Thank you in advance for your understanding and cooperation on this matter.

Very best regards,

Karl

Karl S. Kronenberger
KRONENBERGER BURGOYNE, LLP
150 Post Street, Suite 520
San Francisco, CA 94108-4707
(415) 955-1155, x-114
(415) 955-1158 Fax
karl@kronenbergerlaw.com
www.kronenbergerlaw.com

1 I, Randall Hough, declare as follows:

2 1. My name is Randall Hough, and I am a member of the United States of
3 America Chess Federation, Inc.'s Executive Board. I am over the age of twenty-one (21)
4 years. I am competent to testify hereto. Each fact stated in this affidavit is true and
5 correct, and, unless otherwise stated, I have personal knowledge of each fact stated in
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6 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
7 waiver.
8

9 I declare under penalty of perjury under the laws of the State of California that the
10 foregoing is true and correct and that this affidavit was executed this 12th day of
11 September.
12

13 *Randall Hough*
14

15 Randall Hough
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ACKNOWLEDGMENT

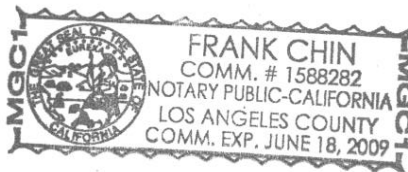
State of California

County of LOS ANGELES } ss.On SEPTEMBER 12, 2008 before me, FRANK CHIN,
Notary Public, personally appeared RANDALL DENNIS HOUGH

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signatures(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.


Signature

OPTIONAL INFORMATION

Date of Document

Sept. 12, 2008

Thumbprint of Signer

Type or Title of Document

CASE # CGC-08-476777

Number of Pages in Document

03

Document in a Foreign Language

Type of Satisfactory Evidence:

- ☐ Personally Known with Paper Identification
☐ Paper Identification
☐ Credible Witness(es)

Capacity of Signer:

- ☐ Trustee
☐ Power of Attorney
☐ CEO / CFO / COO
☐ President / Vice-President / Secretary / Treasurer
☐ Other: _____

☐ Check here if
no thumbprint
or fingerprint
is available.

Other Information: _____

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KRONENBERGER BURGOYNE, LLP

Karl S. Kronenberger (Bar No. 226112)

150 Post Street, Suite 520

San Francisco, CA 94108

Telephone: (415) 955-1155

Facsimile: (415) 955-1158

karl@kronenbergerlaw.com

Attorneys for Plaintiff

United States of America Chess Federation, Inc.

**COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO**

**UNITED STATES OF AMERICA
CHESS FEDERATION, INC., an Illinois
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DOES 1-10, inclusive,
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CASE NO. CGC-08-476777

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1 I, Randy Bauer, declare as follows:

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7 2. The law firm of Kronenberger Burgoyne, LLP is legal counsel to the United
8 States of America Chess Federation, Inc. (USCF) relating to allegations that unknown
9 persons, possibly including, without limitation, Susan Polgar, improperly obtained
10 confidential emails. In my capacity as a member of the USCF Executive Board, on
11 November 27, 2007 at 10:37 a.m. PST, December 20, 2007, 6:31 p.m. PST, and January
12 7, 2008, 12:37 a.m. PST, I received email communications from Mr. Karl Kronenberger of
13 Kronenberger Burgoyne, LLP, and such email communications were privileged and
14 confidential. The other recipients of these emails were Bill Hall, USCF Executive
15 Director, and the other USCF Executive Board members, with the exception of Susan
16 Polgar and Paul Truong.

17 3. The aforementioned emails contained the following notice:

18
19 NOTICE: This email may contain material that is privileged, confidential, and/or
20 attorney-client work product for the sole use of the intended recipient. Any review,
21 reliance or distribution by others or forwarding without express written permission
22 is strictly prohibited. If you are not the intended recipient, please contact the
23 sender at the above number and delete all copies. Inadvertent waiver shall waive
24 no privileges.

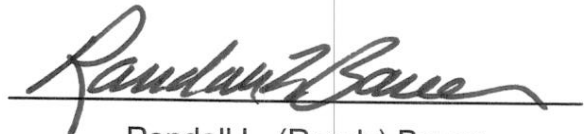
25 4. I did not forward or otherwise disclose these aforementioned emails to any
26 third parties. If Ms. Polgar or anyone else were to claim that I forwarded or otherwise
27 published the aforementioned emails, such claims would be untrue.

28 5. I have reviewed a letter sent from Mr. James Killion to Mr. Pat Huttenbach,
counsel for USCF, dated August 28, 2008, including the fifteen pages of attached email

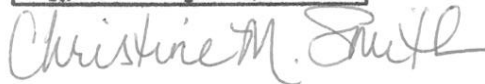
1 correspondence. This attached email messages that Mr. Killion possesses, specifically
2 the entries dated November 29, 2007, December 28, 2007 and January 17, 2008,
3 contain materials that are protected under the attorney client privilege, and I hereby
4 invoke my privilege related to such documents.

5 6. At no time did I waive the attorney-client privilege related to the contents of
6 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
7 waiver.

8
9 I declare under penalty of perjury under the laws of the State of Iowa that the
10 foregoing is true and correct and that this affidavit was executed this 12th day of
11 September.

12
13
14 
15 Randall L. (Randy) Bauer





KRONENBERGER BURGOYNE, LLP
Karl S. Kronenberger (Bar No. 226112)
150 Post Street, Suite 520
San Francisco, CA 94108
Telephone: (415) 955-1155
Facsimile: (415) 955-1158
karl@kronenbergerlaw.com

Attorneys for Plaintiff
United States of America Chess Federation, Inc.

**COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO**

**UNITED STATES OF AMERICA
CHESS FEDERATION, INC., an Illinois
not-for-profit corporation,**

Plaintiff,
v.

DOES 1-10, inclusive,
Defendants.

CASE NO. CGC-08-476777

AFFIDAVIT OF JIM BERRY

KRONENBERGER BURGOYNE, LLP
150 Post Street, Suite 520
San Francisco, CA 94108
www.KronenbergerLaw.com

1 I, Jim Berry, declare as follows:

2 1. My name is Jim Berry, and I am a member of the United States of America
3 Chess Federation, Inc.'s Executive Board. I am over the age of twenty-one (21) years. I
4 am competent to testify hereto. Each fact stated in this affidavit is true and correct, and,
5 unless otherwise stated, I have personal knowledge of each fact stated in this affidavit.

6 2. The law firm of Kronenberger Burgoyne, LLP is legal counsel to the United
7 States of America Chess Federation, Inc. (USCF) relating to allegations that unknown
8 persons, possibly including, without limitation, Susan Polgar, improperly obtained
9 confidential emails. In my capacity as a member of the USCF Executive Board, on
10 November 27, 2007 at 10:37 a.m. PST, December 20, 2007, 6:31 p.m. PST, and January
11 7, 2008, 12:37 a.m. PST, I received email communications from Mr. Karl Kronenberger of
12 Kronenberger Burgoyne, LLP, and such email communications were privileged and
13 confidential. The other recipients of these emails were Bill Hall, USCF Executive
14 Director, and the other USCF Executive Board members, with the exception of Susan
15 Polgar and Paul Truong.

16 3. The aforementioned emails contained the following notice:

17
18 NOTICE: This email may contain material that is privileged, confidential, and/or
19 attorney-client work product for the sole use of the intended recipient. Any review,
20 reliance or distribution by others or forwarding without express written permission
21 is strictly prohibited. If you are not the intended recipient, please contact the
22 sender at the above number and delete all copies. Inadvertent waiver shall waive
23 no privileges.

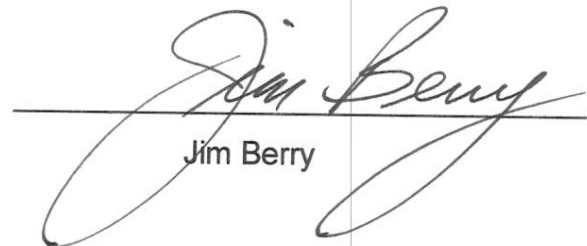
24 4. I did not forward or otherwise disclose these aforementioned emails to any
25 third parties. If Ms. Polgar or anyone else were to claim that I forwarded or otherwise
26 published the aforementioned emails, such claims would be untrue.

27 5. I have reviewed a letter sent from Mr. James Killion to Mr. Pat Huttenbach,
28 counsel for USCF, dated August 28, 2008, including the fifteen pages of attached email
correspondence. This attached email messages that Mr. Killion possesses, specifically

1 the entries dated November 29, 2007, December 28, 2007 and January 17, 2008,
2 contain materials that are protected under the attorney client privilege, and I hereby
3 invoke my privilege related to such documents.

4 6. At no time did I waive the attorney-client privilege related to the contents of
5 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
6 waiver.

7
8 I declare under penalty of perjury under the laws of the State of ~~California~~ ^{OKLAHOMA} that the
9 foregoing is true and correct and that this affidavit was executed this 10 day of
10 September. 2008

11
12
13 
14 Jim Berry

15
16
17
18 Sworn and scribed before me this 10th day of September, 2008.

19 

20 My Commission # 99016755 expires 10/12/11
21
22
23
24
25
26
27
28

1 **KRONENBERGER BURGOYNE, LLP**
2 Karl S. Kronenberger (Bar No. 226112)
3 150 Post Street, Suite 520
4 San Francisco, CA 94108
5 Telephone: (415) 955-1155
6 Facsimile: (415) 955-1158
7 karl@kronenbergerlaw.com

8 Attorneys for Plaintiff
9 United States of America Chess Federation, Inc.

10
11
12 **COURT OF THE STATE OF CALIFORNIA**
13 **COUNTY OF SAN FRANCISCO**

14 **UNITED STATES OF AMERICA**
15 **CHESS FEDERATION, INC., an Illinois**
16 **not-for-profit corporation,**

17 Plaintiff,
18 v.

19 **DOES 1-10, inclusive,**
20 Defendants.

21 **CASE NO. CGC-08-476777**
22 **AFFIDAVIT OF BILL HALL**

1 I, Bill Hall, declare as follows:

2 1. My name is Bill Hall, and I am a member of the United States of America
3 Chess Federation, Inc.'s Executive Board. I am over the age of twenty-one (21) years. I
4 am competent to testify hereto. Each fact stated in this affidavit is true and correct, and,
5 unless otherwise stated, I have personal knowledge of each fact stated in this affidavit.

6 2. The law firm of Kronenberger Burgoyne, LLP is legal counsel to the United
7 States of America Chess Federation, Inc. (USCF) relating to allegations that unknown
8 persons, possibly including, without limitation, Susan Polgar, improperly obtained
9 confidential emails. In my capacity as a member of the USCF Executive Board, on
10 November 27, 2007 at 10:37 a.m. PST, December 20, 2007, 6:31 p.m. PST, and January
11 7, 2008, 12:37 a.m. PST, I received email communications from Mr. Karl Kronenberger of
12 Kronenberger Burgoyne, LLP, and such email communications were privileged and
13 confidential. The other recipients of these emails were Bill Hall, USCF Executive
14 Director, and the other USCF Executive Board members, with the exception of Susan
15 Polgar and Paul Truong.

16 3. The aforementioned emails contained the following notice:

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19 attorney-client work product for the sole use of the intended recipient. Any review,
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21 is strictly prohibited. If you are not the intended recipient, please contact the
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23 no privileges.

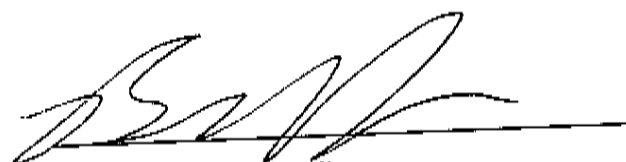
24 4. I did not forward or otherwise disclose these aforementioned emails to any
25 third parties. If Ms. Polgar or anyone else were to claim that I forwarded or otherwise
26 published the aforementioned emails, such claims would be untrue.

27 5. I have reviewed a letter sent from Mr. James Killion to Mr. Pat Huttenbach,
28 counsel for USCF, dated August 28, 2008, including the fifteen pages of attached email
correspondence. This attached email messages that Mr. Killion possesses, specifically

1 the entries dated November 29, 2007, December 28, 2007 and January 17, 2008,
2 contain materials that are protected under the attorney client privilege, and I hereby
3 invoke my privilege related to such documents.

4 6. At no time did I waive the attorney-client privilege related to the contents of
5 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
6 waiver.

7
8 I declare under penalty of perjury under the laws of the State of Tennessee that
9 the foregoing is true and correct and that this affidavit was executed this 10th day of
10 September.

11
12
13 
14 Bill Hall



21
22
23
24
25
26
27
28

Expiration July 3, 2012
Signature Peggy L. Stephens

KRONENBERGER BURGOYNE, LLP
Karl S. Kronenberger (Bar No. 226112)
150 Post Street, Suite 520
San Francisco, CA 94108
Telephone: (415) 955-1155
Facsimile: (415) 955-1158
karl@kronenbergerlaw.com

Attorneys for Plaintiff
United States of America Chess Federation, Inc.

**COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO**

**UNITED STATES OF AMERICA
CHESS FEDERATION, INC., an Illinois
not-for-profit corporation,**

Plaintiff,
v.

DOES 1-10, inclusive,
Defendants.

CASE NO. CGC-08-476777

**AFFIDAVIT OF WILLIAM
GOICHBURG**

1 I, Bill Goichberg, declare as follows:

2 1. My name is William Goichberg, and I am a member of the United States of
3 America Chess Federation, Inc.'s Executive Board. I am over the age of twenty-one (21)
4 years. I am competent to testify hereto. Each fact stated in this affidavit is true and
5 correct, and, unless otherwise stated, I have personal knowledge of each fact stated in
6 this affidavit.

7 2. The law firm of Kronenberger Burgoyne, LLP is legal counsel to the United
8 States of America Chess Federation, Inc. (USCF) relating to allegations that unknown
9 persons, possibly including, without limitation, Susan Polgar, improperly obtained
10 confidential emails. In my capacity as a member of the USCF Executive Board, on
11 November 27, 2007 at 10:37 a.m. PST, December 20, 2007, 6:31 p.m. PST, and January
12 7, 2008, 12:37 a.m. PST, I received email communications from Mr. Karl Kronenberger of
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15 Director, and the other USCF Executive Board members, with the exception of Susan
16 Polgar and Paul Truong.

17 3. The aforementioned emails contained the following notice:

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19 NOTICE: This email may contain material that is privileged, confidential, and/or
20 attorney-client work product for the sole use of the intended recipient. Any review,
21 reliance or distribution by others or forwarding without express written permission
22 is strictly prohibited. If you are not the intended recipient, please contact the
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24 no privileges.

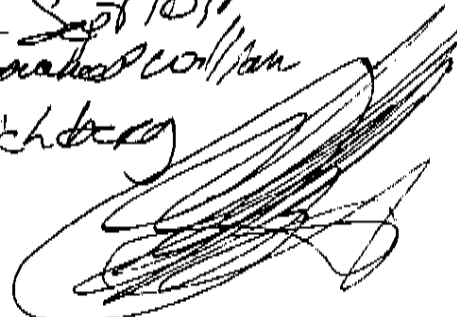
25 4. I did not forward or otherwise disclose these aforementioned emails to any
26 third parties. If Ms. Polgar or anyone else were to claim that I forwarded or otherwise
27 published the aforementioned emails, such claims would be untrue.

28 5. I have reviewed a letter sent from Mr. James Killion to Mr. Pat Huttenbach,
counsel for USCF, dated August 28, 2008, including the fifteen pages of attached email

1 correspondence. This attached email messages that Mr. Killion possesses, specifically
2 the entries dated November 29, 2007, December 28, 2007 and January 17, 2008,
3 contain materials that are protected under the attorney client privilege, and I hereby
4 invoke my privilege related to such documents.


5 6. At no time did I waive the attorney-client privilege related to the contents of
6 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
7 waiver.

8
9 I declare under penalty of perjury under the laws of the State of New York that the
10 foregoing is true and correct and that this affidavit was executed this ____ day of
11 September.

12
13 *Sworn to before*
14 *me Sept 10, 2008*
15 *at the office of William*
16 *Goichberg*
17 

William Goichberg

William Goichberg

DANIEL D. BENEDECTIS
Commissioner of Deeds
In & For the City of Mount Vernon
Commission Expires December 31, 2008 

1 **KRONENBERGER BURGOYNE, LLP**
2 Karl S. Kronenberger (Bar No. 226112)
3 150 Post Street, Suite 520
4 San Francisco, CA 94108
5 Telephone: (415) 955-1155
6 Facsimile: (415) 955-1158
7 karl@kronenbergerlaw.com
8
9 Attorneys for Plaintiff
10 United States of America Chess Federation, Inc.
11

12 **COURT OF THE STATE OF CALIFORNIA**
13 **COUNTY OF SAN FRANCISCO**
14

15 **UNITED STATES OF AMERICA**
16 **CHES FEDERATION, INC., an Illinois**
17 **not-for-profit corporation,**

18 Plaintiff,
19 v.

20 **DOES 1-10, inclusive,**
21 Defendants.
22

23 **CASE NO. CGC-08-476777**
24 **AFFIDAVIT OF JIM BERRY**
25
26
27
28

CASE NO. CGC-08-476777

AFFIDAVIT

KRONENBERGER BURGOYNE, LLP
150 Post Street, Suite 520
San Francisco, CA 94108
www.KronenbergerLaw.com

1 I, Jim Berry, declare as follows:

2 1. My name is Jim Berry, and I am a member of the United States of America
3 Chess Federation, Inc.'s Executive Board. I am over the age of twenty-one (21) years. I
4 am competent to testify hereto. Each fact stated in this affidavit is true and correct, and,
5 unless otherwise stated, I have personal knowledge of each fact stated in this affidavit.

6 2. The law firm of Kronenberger Burgoyne, LLP is legal counsel to the United
7 States of America Chess Federation, Inc. (USCF) relating to allegations that unknown
8 persons, possibly including, without limitation, Susan Polgar, improperly obtained
9 confidential emails. In my capacity as a member of the USCF Executive Board, on
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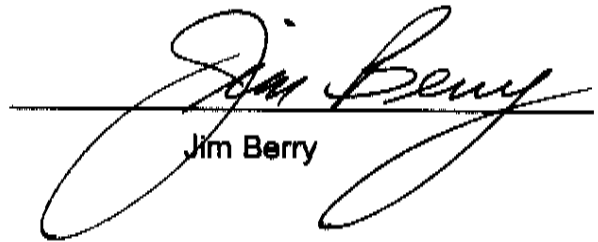
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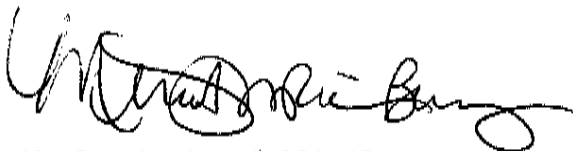
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5 the aforementioned emails, and nothing in this affidavit should be interpreted as such a
6 waiver.

7
8 I declare under penalty of perjury under the laws of the State of ^{OKLAHOMA} ~~California~~ that the
9 foregoing is true and correct and that this affidavit was executed this 10 day of
10 September, 2008

11
12
13 
14 Jim Berry

15
16
17
18 Sworn and scribed before me this 10th day of September, 2008.

19 

20 My Commission # 99016755 expires 10/12/11
21
22
23
24
25
26
27
28



CHANNING CORPORATION

September 12, 2008

Karl Kronenberger
Kronenberger Burgoyne, LLP
150 Post Street, Suite 520
San Francisco, CA 94180

Dear Karl,

Pursuant to our phone conversation, I'm writing to confirm that I was a member of the United States of America Chess Federation, Inc.'s Executive Board from August 2005 to April 2008. While I was an Executive Board member, the law firm of Kronenberger Burgoyne, LLP was retained as legal counsel to the United States of America Chess Federation, Inc. (USCF) with regard to allegations that an unknown person, possibly Paul Truong, was impersonating Sam Sloan on the internet.

I have copies of your November 27, 2007, December 20, 2007 and January 7, 2008 privileged emails to the Board. To the best of my knowledge, the other recipients of these emails were only the names shown as recipients thereon. The emails of November 27, 2007 and January 7, 2008 contained notice that they were privileged. To the best of my knowledge, I did not forward or otherwise disclose these aforementioned emails to any third parties. Also, my recollection is that I did not hear anything about Susan Polgar or anyone else obtaining confidential emails until after I resigned from the Board.

A handwritten signature in black ink, appearing to read 'Joel Channing', is written over a light gray circular background. The signature is fluid and cursive, with a large loop at the end.

Joel Channing

Exhibit F

Untitled Microcassette



Tigerfish®
Transcribing·Editing

203 Columbus Avenue · San Francisco 94133
toll-free 877-TIGERFISH

www.tigerfish.com

Whitney Lay: Yeah, yeah. I know it's not true. I know that you knew about Mr. Alexander's [unintelligible] about Mr. [Moders] long before Mr. Alexander wrote -- wrote -- brought it up. And so, in fact, um, you have expressed opinions about it. So if you want to go into it I will, but --

Karl Kronenberger: Yeah. Yeah, I would want to go into it.

Whitney Lay: Well, I mean, you've advised -- you, you know, you -- you know, advised, um, uh, certain people I know. Uh, you know what? I don't even want to go into it because [unintelligible]

Gregory Alexander: Don't go into it.

Karl Kronenberger: No, because you -- because you've read my confidential emails. You say -- you're saying you -- you're saying you read my confidential --

Whitney Lay: Yes. These were published. These are the emails that you're talking about.

Karl Kronenberger: Where'd you get them?

Whitney Lay: I -- where did I get them? I got them off the Web.

Karl Kronenberger: Where off the Web?

Whitney Lay: I'm not in here to --

Karl Kronenberger: No, no. Seriously, where did -- where did you get -- no, this is serious. My emails were stolen. Where did you get them?

Whitney Lay: At [Sloane Offit].

Karl Kronenberger: Where? Okay, so were they attached to, uh -- a pleading?

Whitney Lay: I'm not here to be interrogated.

Karl Kronenberger: That's because you don't have any.

Whitney Lay: I'll show -- I'll prove it to you. I'll show you -- I'll show you every document I've got. But my point is, um, I don't want to get into that because, um, you contend that this information is not on the record, you [unintelligible] information is privileged.

Karl Kronenberger: Yes. Okay?

Whitney Lay: Okay.

Karl Kronenberger: And I -- and I'm -- and it's frustrating that -- that, you know, I asked in -- in -- and you're not really as much as fault for this as [Kilian] is. Because I -- I've asked him multiple times. Because he has copies of my emails that he read, and he will not hand them over. And -- and we know they were --

Whitney Lay: I'm not -- you're -- you're misunderstanding me. Okay? You remember, uh, talking to, uh, uh, uh, uh, uh Mr. Channing, [Bill] Channing. Did you ever talk to him? Okay? Have you ever talked to Bill Channing about the scope of your [attention] that you're expected to, uh, to investigate? Remember talking about that?

Karl Kronenberger: I may have.

Whitney Lay: Did [Mr.] Channing ask you, uh, to [leave] your investigation of Mr. Alexander's complaints [unintelligible]

Karl Kronenberger: Mmh, I can't remember that. I don't remember that.

Whitney Lay: You might want to -- might want -- might want to give that some thought before you assume, uh, the source of my information.

Karl Kronenberger: So he -- he asked -- Channing asked me to look into [Moders] hacking into Alexander's account? Oh, know what you're saying. You're saying Channing asked me to look into, um, things that [Moders] had did wrong. I see what you're saying. Well, yeah. Actually -- of course I've looked into that. I've looked into the [NDA], I've looked in -- you know, I've analyzed everything that was given to me regarding [Moders head] and potential wrongdoing, how he could potentially create a liability for the federation. And so -- I've analyzed all that. But -- but I didn't -- I didn't know --

Exhibit G



K R O N E N B E R G E R

B U R G O Y N E

150 Post Street
Suite 520
San Francisco, CA 94108

Phone 415.955.1155
Fax 415.955.1158
www.kronenberglaw.com

April 27, 2009

G. Whitney Leigh
Gonzalez & Leigh, LLP
Two Shaw Alley, 3rd Floor
San Francisco, CA 94105
Fax: (415) 512-2001
wleigh@gonzalezleigh.com

VIA FIRST CLASS MAIL, FACSIMILE AND EMAIL

**RE: *United States of America Chess Federation, Inc. et al. v. Polgar et al.*,
Case No. 3:08-cv-05126-MHP; Possession of stolen attorney-client
privileged materials**

Dear Whitney:

As you know, this case involves allegations of the theft of highly confidential and attorney-client privileged communications of the Legal Subcommittee of the Executive Board of the USCF. Between approximately November 2007 and June 2008, thousands of emails of Executive Board member Randall Hough were stolen from his email account. Thereafter, a subset of those thousands of emails was published on a blog created by your client Susan Polgar and Gregory Alexander.

As you also know, there is a criminal investigation pending regarding the theft of these emails, and the USCF is and has been aggressively investigating the facts surrounding the theft of these USCF emails. Upon you making an appearance for your client in this matter, this firm, on November 7, 2008, requested that you immediately identify and turn over any USCF attorney-client emails in your possession. In your response that same day, you did not deny that you were in possession of such emails, but you instead stated that you "take matters of attorney client privilege seriously."

At our recent meeting on April 15, 2009 to meet and confer about discovery issues, I was disturbed to hear you admit to me that you are in possession of previously undisclosed attorney-client privileged correspondence between my firm and Joel Channing, who was an Executive Board member and member of the Legal Subcommittee at the time the communications were made. Even more disturbing is the fact that the content of the emails in your possession involves communications between my firm and the USCF regarding the legal dispute between the USCF and your clients, Ms. Polgar and Mr. Truong. Randall Hough was cc'ed on these emails, which explains how they were eventually stolen.

When I questioned you about these emails, you stated that you “got them from the Internet.” As you know, you are under an ethical obligation to disclose unlawfully obtained evidence, regardless of whether you received it from your client.

This letter is formal notice to you that you are in possession of attorney-client privileged emails. I must demand the following of you.

- 1. Identify all emails in your possession between my firm and the Legal Subcommittee, by reviewing header information and not reading the content of such emails;**
- 2. Immediately turn over to me, in digital format, all such emails or other confidential communications in your possession;**
- 3. Certify that, after turning over such confidential communications to my firm, that you have deleted all such emails in your possession;**
- 4. State whether you have reviewed any of the content of such confidential communications; and**
- 5. Fully explain how you came into possession of these confidential communications.**

These demands are urgent and of the utmost importance, and we demand that you comply by **Wednesday, April 29, 2009 at 6:00 p.m. PST.**

If you have any questions regarding this matter, you may reach me at 415-955-1155, ext. 114, or at karl@KBInternetLaw.com.

Sincerely,

KRONENBERGER BURGOYNE, LLP

A handwritten signature in black ink, appearing to read "Karl N. Kronenberger", with a stylized, flowing script.

Karl Kronenberger

Exhibit H



K R O N E N B E R G E R

B U R G O Y N E

150 Post Street
Suite 520
San Francisco, CA 94108

Phone 415.955.1155
Fax 415.955.1158
www.kronenberglaw.com

April 30, 2009

G. Whitney Leigh
Gonzalez & Leigh, LLP
Two Shaw Alley, 3rd Floor
San Francisco, CA 94105
Fax: (415) 512-2001
wleigh@gonzalezleigh.com

VIA FIRST CLASS MAIL, FACSIMILE AND EMAIL

**RE: *United States of America Chess Federation, Inc. et al. v. Polgar et al.*,
Case No. 3:08-cv-05126-MHP; Possession of stolen attorney-client
privileged materials**

Dear Whitney:

This responds to your letter dated April 29, which was a response to my April 27 letter regarding attorney-client communications between my firm and my client that you have reviewed.

You stated, in the meet and confer session and in your letter, that you obtained my attorney-client communications on the Internet. Please immediately identify the location on the Internet where you obtained these attorney-client communications between my firm and Joel Channing. As you know, Joel Channing was, at the time of said communications, a member of the Board Subcommittee investigating your clients Susan Polgar and Paul Truong, and the emails that you reviewed involved this investigation.

You have a duty to turn over to me all attorney-client privileged communications in your possession. Accordingly, I also must restate the demands of my prior letter:

- 1. Identify all emails in your possession between my firm and the Legal Subcommittee, by reviewing header information and not reading the content of such emails;**
- 2. Immediately turn over to me, in digital format, all such emails or other confidential communications in your possession;**
- 3. Certify that, after turning over such confidential communications to my firm, that you have deleted all such emails in your possession;**

4. State whether you have reviewed any of the content of such confidential communications; and
5. Fully explain how you came into possession of these confidential communications.

If you have any questions regarding this matter, you may reach me at 415-955-1155, ext. 114, or at karl@KBInternetLaw.com.

Sincerely,

KRONENBERGER BURGOYNE, LLP

A handwritten signature in black ink, appearing to read "Karl N. Kronenberger". The signature is fluid and cursive, with a long horizontal stroke at the end.

Karl Kronenberger

Exhibit I



K R O N E N B E R G E R

B U R G O Y N E

150 Post Street
Suite 520
San Francisco, CA 94108

Phone 415.955.1155
Fax 415.955.1158
www.kronenberglaw.com

May 5, 2009

G. Whitney Leigh
Gonzalez & Leigh, LLP
Two Shaw Alley, 3rd Floor
San Francisco, CA 94105
Fax: (415) 512-2001
wleigh@gonzalezleigh.com

VIA FACSIMILE AND EMAIL

**RE: *United States of America Chess Federation, Inc. et al. v. Polgar et al.*,
Case No. 3:08-cv-05126-MHP; Possession of stolen attorney-client
privileged materials; THIRD DEMAND**

Dear Whitney:

This letter is a response to your letter dated May 1, 2009 regarding your possession of stolen attorney client communications. You state that I was retained before the Legal Subcommittee was created, and as a result my communications to the Legal Subcommittee were and are not confidential.

Please note that the Litigation Committee was created for the purpose of investigating allegations of wrongdoing by your clients as partially detailed in the so-called Mottershead Report. Further, your client, Polgar, had threatened to sue the USCF multiple times before my firm was engaged. On November 4, 2007 the Legal Subcommittee was formed, and confidentiality was absolutely necessary, because my firm was to investigate claims against your clients. Your clients knew this, and they never objected to the formation of this Legal Subcommittee.

You have admitted to reading my confidential emails to the Legal Subcommittee, where the recipients of the emails were Joel Channing and the rest of the Legal Subcommittee. My first email to Joel Channing was on November 8, 2007, after the Legal Subcommittee was formed.

Accordingly, you have read and are in possession of highly confidential emails to my client, and I must, **for the third time in writing**, demand the following:

- 1. Identify all emails in your possession between my firm and the Legal Subcommittee, by reviewing header information and not reading the content of such emails;**

2. Immediately turn over to me, in digital format, all such emails or other confidential communications in your possession;
3. Certify that, after turning over such confidential communications to my firm, that you have deleted all such emails in your possession;
4. State whether you have reviewed any of the content of such confidential communications; and
5. Fully explain how you came into possession of these confidential communications.

If you have any questions regarding this matter, you may reach me at 415-955-1155, ext. 114, or at karl@KBInternetLaw.com.

Sincerely,

KRONENBERGER BURGOYNE, LLP

A handwritten signature in black ink, reading "Karl N. Kronenberger". The signature is fluid and cursive, with the first letters of each word being capitalized and prominent.

Karl Kronenberger

Exhibit J

JONES, FLYGARE, BROWN & WHARTON

REPLY TO:

P.O. BOX 2426
LUBBOCK, TEXAS 79408-2426

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
TELEPHONE: (806) 765-8851
TELECOPIER: (806) 765-8829

COURIER ADDRESS:

1600 CIVIC CENTER PLAZA
LUBBOCK, TEXAS 79401

FROM THE OFFICE OF:

CHRISTOPHER B. SLAYTON

E-MAIL ADDRESS:

chris.slayton@jonesflygare.com

July 6, 2009

Via Email and Facsimile: 748-5505

Samantha Peabody-Estrello
KILLION LAW FIRM
2521 74th Street
Lubbock, Texas 79423

Re: Civil Action No. 5-08 CV 00169-C; *Susan Polgar v. United States of American Chess Federation, Inc., et al*; In the United States District Court for the Northern District of Texas, Lubbock Division. **Our File No. 94.0938**

Dear Samantha:

Thank you for your email of June 29, 2009 wherein you provided the "Bates Stamp" numbers for documents which may contain attorney-client privileged information erroneously produced by Defendants. Those "Bates Stamp" numbers were KRON001113 through KRON001128.

After reviewing those documents, we have determined that they indeed contain attorney-client privileged information and that they were inadvertently produced in discovery. Accordingly, pursuant to Rule 26 of the FEDERAL RULES OF CIVIL PROCEDURE and Rule 502 of the FEDERAL RULES OF EVIDENCE, we hereby request that said documents be returned or destroyed in their entirety.

Because the documents were produced on a "flash drive," we understand that you may not be able to return or destroy the documents. However, we request that any copies made of the documents, in any form, be destroyed. We also request that the Plaintiff not use or disclose the documents or information contained therein. By way of this letter, we hereby inform you of our intent to claim privilege to the documents in question such that they cannot and should not be used or disclosed by you or your clients.

Thank you for your cooperation in this matter. Please indicate whether or not you can agree to the nonuse and nondisclosure of the documents in question by your signature below. If you cannot agree, we will need to have a hearing before Judge Cummings regarding these matters.

Very truly yours,


Chris Slayton

Page 2
June 19, 2008
Our File No. 94.0938

Agreed:

Samantha Peabody-Estrello
Attorney for Plaintiff

cc: Via Email Only
William P. Huttenbach
HIRSCH & WESTHEIMER, P.C.
Bank of America Center
700 Louisiana, 25th Floor
Houston, Texas 77002-2772

Exhibit K

APR-22-2009 14:23

P.02/02

GIFFIN, WINNING, COHEN & BODEWES, P.C.

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KRISTINA E. MONY
JAMES E. O'NEAL
OF COUNSEL

April 22, 2009

David A. Herman
e-mail: dherman@giffinwinning.com

G. Whitney Leigh, Esq.
Two Shaw Alley, 3rd Floor
San Francisco, CA 94105

Re: United States of America Chess Federation v. Susan Polgar


Dear Mr. Leigh:

This letter is a follow up to my letter dated April 17, 2009, which was in response to your letter dated April 16, 2009, regarding your client's demands for indemnification. In my initial response to you, I failed to address your request to discuss your concerns about how your client's request for indemnification had been handled. While I am unable to evaluate the merits of your client's demand, I can attempt to facilitate her request.

Accordingly, I ask that you provide me with your client's position in writing as to how she believes she is entitled to indemnification for each of the separate lawsuits she seeks indemnification for and how each of her requests for indemnification were handled inappropriately. Once you provide this information to me, I will immediately forward her position to the USCF. If you have any questions or concerns, please contact me immediately. I look forward to hearing from you on this matter.

Sincerely,

GIFFIN, WINNING, COHEN
& BODEWES, P.C.



David A. Herman

DAH/nh

Exhibit L

us chess.org • View topic - I am not impressed with the new site. - Windows Internet Explo...

http://main.uschess.org/forums/viewtopic.php?p=68454#p68454

File Edit View Favorites Tools Help

us chess.org • View topic - I am not...

BY GREGORY ON SAT SEP 15, 2007 1:55 AM #68454

QUOTE

This site has been cobbled together to meet a deadline. It took me four days after I was hired to develop chessdiscussions.com (I started on Tuesday; and I worked a full time job as well), and from a technical standpoint; it is the best chess related forums site on the net (it has chess viewers and it is clean). This site took, what, 6 months, and the site is lacking necessary and thoughtful polish? I don't mean to sound bitter, I initially thought that Hal was a good choice to hire; but I expected **much** more.

Opening up the contract to non-insiders might be a good idea next time.

Gregory

ggregory

Posts: 2017
Joined: Wed Mar 01, 2006 4:27 pm
Location: Seattle, Wa
USCFId: 13474581

PM

BY ANDYAPPLEBAUM ON SAT SEP 15, 2007 2:30 AM #68455

QUOTE

I'm having a lot of trouble getting used to the forums, but why don't you give it some time first? I remember I couldn't find anything on the old site when I first started using it, and by a few weeks ago I could do everything I wanted to, easily.

AndyApplebaum

Posts: 370
Joined: Thu Feb 22, 2007 6:15 pm
Location: Chicago/Iowa
USCFId: 12770176

PM

BY KJKORMICK ON SAT SEP 15, 2007 2:47 AM #68456

QUOTE

kjkormick

Done

Internet 100%